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July 14, 2008

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Honorable Judge Kenneth M. Karas  
United States District Judge  
Southern District of New York  
United States Courthouse  
300 Quarropas Street  
White Plains, New York 10601

**MEMO ENDORSED**

Re: Trustees of the District Council 9, et al. v. J.M. Charles Painting Corp.  
Index No.: 08-CIV-0187 (KMK)  
Court Conference – Wednesday, July 16, 2008 at 12:00 p.m.

Dear Honorable Judge Karas:

This office represents the plaintiffs in the above matter. This letter makes reference to the court conference scheduled for Wednesday, July 16, 2008 at 12:00 p.m.


This matter involves the enforcement of a Collective Bargaining Agreement, more specifically, the collection of contributions due and owing pursuant to an audit of defendant's books and records. The defendants submitted a written rebuttal and the plaintiffs' fund auditors have advised our firm that they are still in the process of reviewing the rebuttal. Additional time is needed by the fund auditors to review the rebuttal and make any adjustments to the audit findings. The fund auditors have made this case a priority.

Both parties on consent respectfully request an adjournment of the court conference to a date in late August or September except the week of August 25<sup>th</sup> that is mutually convenient to the Court. This is the third request for an adjournment of the conference date.

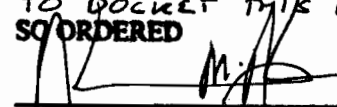
Kindly advise this office of the Court's decision regarding our request.

Thank you for your assistance and courtesies.

Very truly yours,

  
Dawn Stefanik  
Paralegal

cc: Stephen Boonshoft, Esq., via facsimile (212) 603-6300  
Attorney for Defendant

THE CLERK OF COURT IS  
RESPECTFULLY REQUESTED  
TO DOCKET THIS LETTER.  
SO ORDERED  
  
KENNETH M. KARAS U.S.D.J.  
7/15/08